

EXHIBIT I

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA
MIAMI DIVISION**

**NINGBO YONGJIA AIDUO
AUTO PARTS MANU CO., LTD.,**

Plaintiff,

v.

**THE INDIVIDUALS, PARTNERSHIPS
AND UNINCORPORATED
ASSOCIATIONS IDENTIFIED ON
SCHEDULE "A", including**

**WAXMAN SALES, LLC, a Texas limited
liability company,**

Defendants.

Case No.: 1:22-cv-24270-DPG

**DECLARATION OF HENRY M. POGORZELSKI IN SUPPORT OF WAXMAN
MOTION FOR AWARD OF ATTORNEYS FEES AND DAMAGES BY DEFENDANT
WAXMAN SALES LLC dba BIRDROCK HOME**

I, Henry M. Pogorzelski, state as follows:

I am an attorney at the law firm of K&L Gates LLP and am one of the attorneys representing Defendant Waxman Sales, LLC in the above captioned action. I have personal knowledge of the facts set forth in this declaration. If called upon to testify under oath, I could and would testify competently to the facts stated herein.

1. Attached as **Exhibit A** is a true and correct copy of Birdrock Home Amazon.com listing;
2. Attached as **Exhibit B** is a true and correct copy of U.S. Design Patent No. D957,138;

3. Attached as **Exhibit C** is a true and correct copy of Pogorzelski letter to Rubio dated February 5, 2023;
4. Attached as **Exhibit D** is a true and correct copy of Birdrock Brands website;
5. Attached as Exhibit F is a tru and correct copy of the Amazon.com site selling the Snow MOOver.

Executed March 8, 2023 in Austin, Texas.

/s/ *Henry M. Pogorzelski*
Henry M. Pogorzelski